

GREENLEE

GOVERNOR BRUCE BABBITT
and THE ARIZONA DEPARTMENT
OF PUBLIC SAFETY, and RALPH T. MILSTEAD, Director
Plaintiffs,

vs.

UNITED STEELWORKERS OF AMERICA, AFL-CIO,
UNITED STEELWORKERS OF AMERICA, AFL-CIO,
LOCAL NO. 6305: INTERNATIONAL BROTHER-
HOOD OF BROTHERMAKERS, IRON SHIP BUILDERS
BLACKSMITHS, FORGERS AND HELPERS LOCAL NO.
506, INTERNATIONAL BROTHERHOOD OF ELECTRICAL
WORKERS LOCAL NO. 434, INTERNATIONAL ASSOC-
IATION OF MACHINISTS AND AEROSPACE WORKERS
LODGE NO. 596, AND JOHN DOE 1-10, officers,
agents, members and servants of defendant
unions.

Defendants.

No. 4534 B
Petition for Temporary
Restraining Order

COMES NOW, Bruce Babbitt, Governor, and Ralph T. Milstead, Director
of the Arizona Department of Public Safety, and request a Temporary Restraining
order be issued against the above named defendants and state for their
cause of action the following:

1. That on August 10, 1983, Bruce Babbitt declared there to be an
on-going emergency in the Morenci, Clifton area related to the strike
against the Phelps Dodge copper mine and company, said emergency declared
for the reason that unlawful acts and violent acts were occurring in the
area of the abovementioned towns and the copper mines located there.
2. That said emergency declaration is still effective.
3. That on May 5, 1984, defendants again engaged in acts of violence
which led to the injury of at least five officers of the Arizona Department
of Public Safety, and the extensive damage of at least 12 patrol cars,
and the danger to numerous other persons, both officer and civilian by
barages of rock throwing and other assaults near the mine itself and the

1 vicinity of U.S. 666 both north and south of Morenci and Clifton between
2 the hours of 15:00 on May 5, 1984 and 05:00 on May 6, 1984, the time
3 of the drafting of this petition.

4 4. That more violence is expected by officers if no restraining
5 order is granted, and that such order is necessary to prevent the injury
6 of more persons as outlined herein, and to prevent the further destruction
7 of property in the business districts of Morenci and Clifton, and has
8 been reported by property owners to the plaintiffs.

9 5. That there is no other adequate remedy available to plaintiffs.

10 WHEREFOR: Plaintiff requests that a temporary restraining order be
11 issued limiting the activities of defendants in such a manner as will
12 least interfere with their rights and will protect the plaintiffs and
13 others who may be subject to their continued violence, and for such
14 other specific relief as this court deems just and proper.

15 Plaintiffs further requests that the defendants be restrained from
16 congregating in groups of more than 25 within 100 feet either side of
17 U.S. 666 within a 10 mile range either side of Morenci or Clifton, and
18 that defendants be restrained from parking within 100 feet either side
19 of U.S. 666 within a 10 mile range either side of Morenci or Clifton.

20 Plaintiffs further state that no notice has been given to the defendants
21 of this application as the emergency has not permitted such notice, and it
22 would be impractical at this point, and a delay could result in further
23 preventable injury.

24 RESPECTFULLY SUBMITTED this 6 day of May, 1984.

25
26 Alicia Mary Mathews
27 ALICIA MARY MATHEWS
28 Attorney for Plaintiff

G.R. [Signature]
Being just duly sworn depose and say that the
foregoing is true to the best belief and information.

My Commission Expires Aug. 23, 1985

NOTARY

Melvin Bingham

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